IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 7879 OF 2005

Meera w/o. Arjun Kunjawane ..Applicant

versus

The State of Maharashtra & Ors. ..Respondents

Mr. M. V. Holmagi for the Applicant.

Mrs. P. H. Kantharia, APP for the Respondents - State.

CORAM : D. G. DESHPANDE, &

V. M. KANADE, JJ.

DATE : 8TH DECEMBER,2005

P.C. :

1. Heard.

2. This is an application for furlough filed by the applicant, who is the wife of the accused Arjun Kunjawane, so as to enable the accused to attend the marriage of his son scheduled in Mumbai on 9.12.2005. Counsel for the applicant states that the accused on whose behalf this application is filed is housed in an open jail at Paithan because of his conduct, which is extremely good. Even otherwise according to him the accused is ready to abide by the terms that shall be imposed by this court.

3. Learned APP has filed a report to the effect that when furlough was granted earlier, the accused did not surrender in time. This fact is seriously controverted by the Counsel for the applicant.

4. However, looking to the fact that son of the applicant and accused is to be married, tomorrow only, and also looking to the time that this order is being passed at 12.30 p.m. today, it will not be possible for the accused to furnish security, therefore, we direct that the accused be taken to attend the marriage of his son as per the marriage invitation card, in Mumbai at Dadar, under police

escort, but without hand cuffed. Thereafter, by 10.12.2005 he will furnish security by way of personal bond of Rs.10,000/- (Rupees Ten Thousand) with one surety in the like amount, and, if he furnishes so, he will be permitted to be on temporary bail till 13.12.2005. Accused to surrender before the concerned Authorities on 14.12.2005 by 11 in the morning.

5. This order be communicated by the learned APP to the concerned Authorities by wireless, today itself.

6. Application disposed of accordingly.

(D.G. DESHPANDE, J.)

(V. M. KANADE, J.)